

U.S. House of Representatives
Committee on Agriculture

Amendment submitted in advance (numbered in order received)

Amendment #: 005

Submitted by Rep. Emmer

Emmer Amendment

Amends section 2(h)(7)(C) of the Commodity Exchange Act by clarifying that the Commodity Futures Trading Commission's decisions to exempt small banks and savings associations from classification as a financial entity will also be extended to the holding companies of those associations.

AMENDMENT TO H.R. _____**OFFERED BY MR. EMMER OF MINNESOTA**

At the end of subtitle D of title III, add the following:

1 **SEC. 342. SMALL BANK HOLDING COMPANY CLEARING EX-**
2 **EMPTION.**

3 Section 2(h)(7)(C) of the Commodity Exchange Act
4 (7 U.S.C. 2(h)(7)(C)) is amended by adding at the end
5 the following:

6 “(iv) **HOLDING COMPANIES.**—A deter-
7 mination made by the Commission under
8 clause (ii) shall, with respect to small
9 banks and savings associations, also apply
10 to their respective bank holding company
11 (as defined in section 2 of the Bank Hold-
12 ing Company Act of 1956), or savings and
13 loan holding company (as defined in sec-
14 tion 10 of the Home Owners’ Loan Act of
15 1933)), if the total consolidated assets of
16 the holding company are no greater than
17 the asset threshold set by the Commission

1 in determining small bank and savings as-
2 sociation eligibility under clause (ii).”.

